

104TH CONGRESS
2D SESSION

H. R. 4208

To amend title 18, United States Code, to regulate the manufacture, importation, and sale of any projectile that may be used in a handgun and is capable of penetrating police body armor, and to prohibit persons convicted of a crime involving domestic violence from owning or possessing firearms, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 26, 1996

Ms. LOFGREN introduced the following bill; which was referred to the
Committee on the Judiciary

A BILL

To amend title 18, United States Code, to regulate the manufacture, importation, and sale of any projectile that may be used in a handgun and is capable of penetrating police body armor, and to prohibit persons convicted of a crime involving domestic violence from owning or possessing firearms, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Gun Violence Control
5 Act”.

1 **TITLE I—COP-KILLER BULLETS**

2 **SEC. 101. REGULATION OF THE MANUFACTURE, IMPORTA-**
3 **TION, AND SALE OF PROJECTILES THAT MAY**
4 **BE USED IN A HANDGUN AND ARE CAPABLE**
5 **OF PENETRATING POLICE BODY ARMOR.**

6 (a) EXPANSION OF DEFINITION OF ARMOR PIERCING
7 AMMUNITION.—Section 921(a)(17)(B) of title 18, United
8 States Code, is amended—

9 (1) by striking “or” at the end of clause (i);

10 (2) by striking the period at the end of clause

11 (ii) and inserting “; and”; and

12 (3) by adding at the end the following:

13 “(iii) a projectile that may be used in a hand-
14 gun and that the Secretary determines, pursuant to
15 section 926(d), to be capable of penetrating body
16 armor.”.

17 (b) DETERMINATION OF THE CAPABILITY OF PRO-
18 JECTILES TO PENETRATE BODY ARMOR.—Section 926 of
19 such title is amended by adding at the end the following:

20 “(d)(1) The Secretary shall determine whether a pro-
21 jectile is capable of penetrating body armor, in accordance
22 with regulations prescribed by the Secretary not later than
23 1 year after the date of the enactment of this subsection.
24 Such regulations shall provide for uniform testing of pro-
25 jectiles against the Body Armor Exemplar, based on

1 standards developed in cooperation with the Attorney Gen-
2 eral of the United States. Such standards shall take into
3 account, among other factors, variations in performance
4 that are related to the length of the barrel of the handgun
5 from which the projectile is fired and the amount and kind
6 of powder used to propel the projectile.

7 “(2) As used in paragraph (1), the term ‘Body Armor
8 Exemplar’ means body armor that the Secretary, in co-
9 operation with the Attorney General of the United States,
10 determines meets minimum standards for protection of
11 law enforcement officers.”.

12 **TITLE II—DOMESTIC VIOLENCE**

13 **SEC. 201. DEFINITIONS.**

14 Section 921(a) of title 18, United States Code, is
15 amended by adding at the end the following new para-
16 graph:

17 “(33) The term ‘crime involving domestic violence’
18 means a crime of violence (as defined in section 16) com-
19 mitted by a current or former spouse, parent, or guardian
20 of the victim, by a person with whom the victim shares
21 a child in common, by a person who is cohabitating with
22 or has cohabitated with the victim as a spouse, parent,
23 or guardian, or by a person similarly situated to a spouse,
24 parent, or guardian of the victim under the domestic or

1 family violence laws of the jurisdiction in which such crime
2 of violence was committed.”.

3 **SEC. 202. UNLAWFUL ACTS.**

4 Section 922 of title 18, United States Code, is
5 amended—

6 (1) in subsection (d)—

7 (A) by striking “or” at the end of para-
8 graph (7);

9 (B) by striking the period at the end of
10 paragraph (8) and inserting “; or”; and

11 (C) by inserting after paragraph (8) the
12 following:

13 “(9) is under indictment for, or has been con-
14 victed in any court of, a crime involving domestic vi-
15 olence.”; and

16 (2) in subsection (g)—

17 (A) by striking “or” at the end of para-
18 graph (7);

19 (B) by striking the comma at the end of
20 paragraph (8) and inserting “; or”; and

21 (C) by inserting after paragraph (8) the
22 following:

23 “(9) who is under indictment for, or has been
24 convicted in any court, of a crime involving domestic
25 violence,”.

1 **SEC. 203. RULES AND REGULATIONS.**

2 Section 926(a) of title 18, United States Code, is
3 amended by striking “(d)(8) or (g)(8)” and inserting
4 “(d)(8), (d)(9), (g)(8), or (g)(9)”.

5 **SEC. 204. ADMINISTRATIVE RELIEF FROM CERTAIN FIRE-**
6 **ARM PROHIBITIONS.**

7 (a) IN GENERAL.—Section 925(c) of title 18, United
8 States Code, is amended—

9 (1) in the 1st sentence, by inserting “(other
10 than a person convicted of a crime involving domes-
11 tic violence)” before “who is prohibited”;

12 (2) in the 4th sentence—

13 (A) by inserting “person (other than a per-
14 son convicted of a crime involving domestic vio-
15 lence) who is a” before “licensed importer”;
16 and

17 (B) by striking “his” and inserting “the
18 person’s”; and

19 (3) in the 5th sentence, by striking “he” and
20 inserting “the Secretary”.

21 (b) APPLICABILITY.—The amendments made by sub-
22 section (a) shall apply to—

23 (1) applications for administrative relief and ac-
24 tions for judicial review that are pending on the date
25 of the enactment of this Act; and

1 (2) applications for administrative relief filed,
2 and actions for judicial review brought, after the
3 date of the enactment of this Act.

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